

Question recurring on the motion by Mr. Worley, it prevailed, and the House, accordingly, at 5:20 o'clock p. m., took recess to 9:30 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Agriculture: Senate Concurrent Resolution No. 22, and House Concurrent Resolution No. 65.

Congressional and Legislative Districts: House Bill No. 836.

Criminal Jurisprudence: House Bills Nos. 872 and 875.

Eleemosynary and Reformatory Institutions: House Bills Nos. 570 and 869.

Municipal and Private Corporations: House Bills Nos. 797, 857, and 894.

Revenue and Taxation: House Bills Nos. 703 and 785.

State Affairs: Senate Bill No. 97.

The Committee on Public Health filed an adverse report on House Bill No. 640.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, March 29, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 781, A bill to be entitled "An Act making appropriations to pay the salaries and wages of officers and employes of the eleemosynary institutions of the State and the Alabama and Coushatti Indians and for other expenses of maintaining and operating them for the two (2) fiscal years beginning September 1, 1935, and ending August 31, 1937, as follows, to wit: Abilene State Hospital; Alabama and Coushatti Indians; Austin State Hospital; Austin State School; Colored Orphans Home, Gilmer; Confederate Home; Confederate Woman's Home; Deaf, Dumb, and Blind Institute for Colored Youths;

Girls' Training School; Home of Dependent and Neglected Children; State Hospital for Crippled and Deformed Children, at Galveston; State Juvenile Training School; State Orphans Home; Rusk State Hospital; San Antonio State Hospital; Galveston State Psychopathic Hospital; Terrell State Hospital; State Tuberculosis Sanatorium; Wichita Falls State Hospital; Texas School for the Blind at Austin; Texas School for the Deaf at Austin, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

FORTY-SECOND DAY

(Continued)

(Wednesday, April 3, 1935)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, by unanimous consent, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Thornton and Mr. Jones of Wise:

H. B. No. 907, A bill to be entitled "An Act amending Article 637 of the Penal Code of Texas (1925), by adding thereto another section, to be known as Section 2, which provides that if upon a hearing the justice of the peace, county judge, or district judge before whom the cause is pending finds that the property seized or any portion thereof is used as equipment or paraphernalia for a gambling house and was being used for gaming purposes and that said property is useful and valuable and can be used for legal purposes, he may, in his discretion, by order of the court, declare the same confiscated, and cause the same to be delivered to the State of Texas, or to any political subdivision thereof, or to any State institution for its use and benefit, etc., and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Glass:

H. B. No. 908, A bill to be entitled "An Act to prohibit the use of a steel trap for taking fur-bearing animals in Cherokee County, with certain exceptions; providing a penalty; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Glass:

H. B. No. 909, A bill to be entitled "An Act to prohibit the selling, taking or possession for barter or sale of wild fox or the pelt thereof; to prohibit the killing of wild fox; providing penalties; providing that the Act shall remain in effect for two years, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Spears:

H. B. No. 910, A bill to be entitled "An Act amending Article 6819-a of the Revised Civil Statutes of Texas, 1925, by adding thereto a provision that when any judge of any district court or criminal district court of this State shall reach the age of sixty-eight (68) years, and who has served as a district judge and/or judge of a criminal district court for fifteen (15) consecutive years next preceding the date upon which said judge reaches the said age of sixty-eight years, then such district judge and/or judge of criminal district court may retire from their respective office and shall thereafter be paid the same salary and in the same manner as district judges received or were receiving at the time of such retirement and such salary shall continue to be paid during life, etc., and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Glass:

H. B. No. 911, A bill to be entitled "An Act providing that it shall be unlawful to take or kill squirrel in Cherokee County during certain months; providing penalty for the violation thereof, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Head:

H. B. No. 912, A bill to be entitled "An Act prohibiting taking, killing,

or possessing wild foxes for the purpose of barter or sale, providing a penalty for the violation thereof, in certain counties, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Stanfield:

H. B. No. 913, A bill to be entitled "An Act to aid the Counties of Potter, Oldham, Carson, Armstrong, Randall, and Deaf Smith by releasing said counties from the payment of all ad valorem taxes levied for State purposes, and all interest and penalties which have accrued on such taxes which may have become delinquent, and all such ad valorem taxes as have heretofore been paid for the years from 1933 to and including the year 1938, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Howard, Mr. Morse, Mr. McCalla, Mr. Colson, Mr. Holland, Mr. McKinney, Mr. Roark, and Mr. Hofheinz:

H. B. No. 914, A bill to be entitled "An Act to create the San Jacinto River Conservation and Reclamation District under the authority of Section 59, of Article XVI, of the Constitution of Texas, and defining the powers and duties of the said district; providing for temporary directors and organization and operation of the district; and the authority and duties of said temporary directors, etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Colson (by request):

H. B. No. 915, A bill to be entitled "An Act to prohibit the use of a seine or net for taking fish in Montgomery County except a seine or net of not less than three-inch square mesh during certain months; excepting a minnow seine from provisions of this Act; providing a penalty; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Pope:

H. B. No. 916, A bill to be entitled "An Act to prevent the obstruction

and cluttering up of the designated State highways of the State of Texas; providing for the planting of useful trees and shrubbery on such highways; providing punishment for violations under this Act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Hofheinz:

H. B. No. 917, A bill to be entitled "An Act defining a second-hand dealer, providing for the keeping of records by second-hand dealers, providing for necessary contents of such records, prescribing certain duties for such second-hand dealers, providing a penalty thereon, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Lemens:

H. B. No. 918, A bill to be entitled "An Act amending Article 7172 of the Revised Civil Statutes, 1925, by providing that the tax lien on land shall be paramount and superior to all liens, charges or rights, whether created before or after the tax lien attaches, and making the provisions applicable to school districts, and all other taxing agencies of the State, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Lemens:

H. B. No. 919, A bill to be entitled "An Act amending Article 1379 of the Revised Civil Statutes of the State of Texas, 1925, to provide that the officers and directors of insolvent corporations shall be jointly and severally liable to all persons, firms, and corporations for any indebtedness incurred after such corporation becomes insolvent, and the value of any property, labor or services received or converted by it after insolvency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Lemens:

H. B. No. 920, A bill to be entitled "An Act amending Article 1995 of the Revised Civil Statutes of the State of Texas, 1925, by adding a new subdivision, 29-b, providing that in all suits for collection of ad valorem taxes due the State, or any subdivision thereof, that it may be maintained in the county in which such

tax was assessed or in which the city, town, village, school district, or other taxing subdivision is situated, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Jones of Atascosa:

H. B. No. 921, A bill to be entitled "An Act making applicable and available to school districts and municipal corporations which have power to levy and or collect their own taxes all of the provisions of Title 122 of the Revised Civil Statutes of Texas, 1925, pertaining to the manner of assessment and collection of taxes and enforcement of collection of delinquent taxes together with all liens, rights and remedies therein given to the State and county, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Jones of Atascosa:

H. B. No. 922, A bill to be entitled "An Act to better secure the public revenue by providing that the tax liens provided by the Constitution and statutes of the State to secure ad valorem taxes on oil, gas, or other minerals in place, or upon any leasehold interest therein and or on any personal property or equipment used in connection therewith, shall, after taxes thereon become delinquent, attach and extend to all wells, personal property and equipment located on said land, as well as the minerals in place, and to the mineral estate owner's share of such minerals after severance from the land, and to proceeds of sale of such minerals, and providing that such lien shall be paramount to all other rights and liens, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Gray, Mr. Fox, Mr. Adkins, Mr. Fisher, Mr. Luker, Mr. Jones of Runnels, and Mr. Bradford:

H. B. No. 923, A bill to be entitled "An Act providing for the registration of dogs and for a tax on same; prohibiting unregistered dogs from running at large; prohibiting dogs not muzzled from running at large during the night-time; providing conditions under which certain dogs may be killed, etc., and declaring an emergency."

Referred to Committee on Judiciary.

AUTHORIZING CERTAIN CORRECTION IN HOUSE BILL NO. 547

Mr. Payne offered the following resolution:

H. C. R. No. 67, Authorizing certain correction in House Bill No. 547.

Whereas, House Bill No. 547 has passed the House and Senate; and

Whereas, It has been found that the Senate adopted several amendments and the emergency clause was not changed to conform; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to amend the emergency clause.

The resolution was read second time, and was adopted.

AUTHORIZING CERTAIN CORRECTION IN HOUSE BILL NO. 692

Mr. Adkins offered the following resolution:

H. C. R. No. 68, Authorizing certain correction in House Bill No. 692.

Whereas, House Bill No. 692 has passed the House and Senate; and

Whereas, It has been found that the Senate adopted an amendment and the caption was not changed to conform with the body of the bill; therefore, be it

Resolved by the House of Representatives, the Senate concurring That the Enrolling Clerk of the House be instructed to amend the caption to conform with the body of the bill.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 198, A bill to be entitled "An Act providing for the recovery of damages by persons bitten by dogs and creating a liability of the owners of such dogs, and prescribing conditions constituting a lawful entry on private property to the owner of dogs, and declaring an emergency."

S. B. No. 42, A bill to be entitled "An Act amending Article 5449, 1925 Civil Statutes, so as to provide that when any abstract of judgment has been recorded it shall, from the date of such record and index, operate as a lien upon all of the real estate of the defendant situated in the county where such record and index are made and upon all real estate which defendant may thereafter acquire, situated in said county during the life of the judgment, and declaring an emergency."

S. B. No. 242, A bill to be entitled "An Act to amend Article 2317 of the Revised Civil Statutes of Texas, and declaring an emergency."

S. B. No. 467, A bill to be entitled "An Act providing for the establishment of a tuberculosis sanatorium for negroes to be known as the State Tuberculosis Sanatorium for Negroes; providing for its location; the acquisition by the State of land therefor, and the approval of the title to the land; authorizing the State to accept donations for said purpose; prescribing the kind, character, and capacity of buildings to be erected thereon; prescribing the rules and regulations governing the conduct and operation of said sanatorium, and governing the admission of patients thereto and their classification and care, and declaring an emergency."

S. B. No. 425, A bill to be entitled "An Act prohibiting trials of speed or endurance between dogs and providing a penalty therefor and declaring any place where they are conducted to be a nuisance, and providing for abatement of such nuisance."

S. B. No. 475, A bill to be entitled "An Act creating the Special Third District Court of Anderson County, Henderson County and Houston County, Texas; prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof; fixing his compensation; making an appropriation for the same; prescribing his powers and duties, etc."

S. B. No. 10, A bill to be entitled "An Act defining and regulating the practice of dentistry in the State of Texas; providing for the creation of the State Board of Dental Examiners, and declaring an emergency."

S. B. No. 388, A bill to be entitled "An Act amending Article 2742 of the Revised Civil Statutes, 1925, as amended by Acts of the Forty-first Legislature, First Called Session, Chapter 47, relating to the transfer of territory by petition, and declaring an emergency."

S. B. No. 268, A bill to be entitled "An Act to amend Article 8120 of the Revised Civil Statutes of the State of Texas, 1925, so as to provide a method for fixing the compensation of the commissioners of drainage districts, requiring reports from the commissioners of such drainage districts to the commissioners courts of their counties, setting forth what said reports shall contain and authorizing such commissioners courts to audit and approve the same, and declaring an emergency."

S. B. No. 450, A bill to be entitled "An Act to amend Subdivision 70, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas."

S. B. No. 49, A bill to be entitled "An Act amending Article 297 of the Penal Code providing for the compulsory attendance of children in the public schools, and declaring an emergency."

S. B. No. 86, A bill to be entitled "An Act providing for the taking of the school census of Texas upon prescribed forms by census trustees for the year 1935-36 and providing that said census shall be added to and deducted from by the names of children who have moved in and are born into the different communities of Texas and deducting therefrom names of children who have moved out or who have died in said communities in Texas, and declaring an emergency."

S. B. No. 207, A bill to be entitled "An Act amending Subdivision 5 of Article 1995 of the Revised Civil Statutes of the State of Texas, 1925, by distinctly specifying that the county for the performance of the obligation which is involved in the suit, must be named by the writing expressly, and declaring an emergency."

S. B. No. 52, A bill to be entitled "An Act amending Article 590 of the Code of Criminal Procedure of the State of Texas, and declaring an emergency."

S. B. No. 365, A bill to be entitled "An Act amending Section 3 of Article 1108, Chapter 10, Title 28, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

S. B. No. 241, A bill to be entitled "An Act to prohibit the inclusion of moisture or other foreign substance in the ginning and baling of cotton or the insertion thereof in a bale of cotton after ginning, providing penalties for the violation thereof, and declaring an emergency."

S. B. No. 162, A bill to be entitled "An Act requiring all State officials and employes to make bond payable to the State, and providing the Board of Control shall determine what officials and employes shall make bonds and amounts of such bonds, and providing the Attorney General shall approve such bonds as to form and financial responsibility, and this Act is cumulative of all other existing laws requiring such bonds, and declaring an emergency."

S. B. No. 290, A bill to be entitled "An Act requiring fee officers collecting fees in criminal cases to give official receipts for all moneys collected in official capacities; providing the manner and method of handling same; providing a penalty for failure to comply herewith, and declaring an emergency."

S. B. No. 48, A bill to be entitled "An Act to amend Sections 2, 5, and 7, of Chapter 96, of the Acts of the Regular Session of the Forty-second Legislature so as to include agents of fidelity and surety companies in the definitions contained in said Act and to make the same apply to such agents and so as to re-define the term 'solicitor' as used in said Act and prescribing a solicitor's qualifications and so as to prohibit the licensing of an individual or firm to engage in the insurance business principally to handle business which he controls only through ownership, mortgage, or sale, and declaring an emergency."

S. B. No. 267, A bill to be entitled "An Act to amend Article 8161 of the Revised Civil Statutes of the State of Texas, 1925, so as to provide that commissioners of drainage districts are authorized and required to build all necessary bridges and culverts across and over all canals,

drains, ditches, laterals, and levees constructed by their districts whenever the same cross a State highway, county or public road, and declaring an emergency."

H. B. No. 11, A bill to be entitled "An Act making appropriation for the establishment, operation, and maintenance of the Texas Centennial (including the Texas Centennial Central Exposition and other celebrations), for the period beginning February 1, 1935, and ending December 31, 1936; providing that this Act shall supplement the Act passed by the Second Called Session of the Forty-third Legislature creating the Texas Centennial Commission, and that this Act repeals such parts of said former Act as are in direct conflict with it; providing for Centennial celebrations in Texas during 1936 at historical places to be determined by Texas Centennial Commission, etc., and declaring an emergency." (With amendments.)

S. B. No. 361, A bill to be entitled "An Act creating 'Sabine-Neches Conservation District,' a conservation and reclamation district with the powers provided in Section 59 of Article XVI of the Constitution, to conserve, control, and utilize the waters of the Sabine and Neches Rivers and their tributaries, including their storm and flood waters, except said district shall have no power of taxation nor right to create any debt payable out of taxation, and declaring an emergency."

S. B. No. 435, A bill to be entitled "An Act to amend the law controlling water control and improvement districts, as embraced in Sections 33 and 45 of Chapter 25 of the General Laws enacted by the Thirtieth Legislature of Texas at its Regular Session; and Section 3 of Chapter 280 of the General Laws enacted by the Forty-first Legislature at its Regular Session, in the following respects, etc., and declaring an emergency."

The Senate has adopted

S. C. R. No. 18, Relative to cleaning out the files of the Board of Control.

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE JOINT RESOLUTION NO. 3 ON SECOND READING

The Speaker laid before the House, as pending business,

S. J. R. No. 3, A resolution proposing an amendment to Article XVI of the Constitution of the State of Texas by striking out Section 20-a to Section 20-e, both inclusive; providing for a local option on the question of the sale of intoxicating liquors for beverage purposes; vesting in the Legislature the power to regulate the manufacture, sale, and traffic in intoxicating liquors.

The resolution having heretofore been read second time, with committee amendment by Mr. Morse, as substituted by amendment by Mr. Petsch, and amendment by Mr. Pope to the amendment by Mr. Petsch, pending.

Mr. Pope withdrew the pending amendment and offered the following in lieu thereof:

Amend Petsch amendment to Senate Joint Resolution No. 3, by striking out Subdivision (a), Section 1, and insert the following:

"(Subdivision a). The Legislature shall have the power to regulate the manufacture, sale, transportation, and possession of intoxicating liquors in the State of Texas, which shall include the right, upon the part of the State, to establish a State monopoly system, and prohibit the sale of intoxicating liquor for private profit; provided the Legislature shall never authorize the establishment or re-establishment of the open saloon.

"The term 'open saloon' as herein used shall mean any place where distilled intoxicating liquors are dispensed in broken packages, to be consumed on the premises."

POPE,
MORSE,
DUVALL.

Mr. Quinn raised a point of order on further consideration of the amendment by Mr. Pope, on the ground that the amendment seeks to change the provisions of the amendment by Mr. Petsch, adopted on yesterday.

The Speaker overruled the point of order.

Mr. Fox offered the following substitute for the amendment by Mr. Pope:

Amend amendment to Senate Joint Resolution No. 3, by striking out Sub-

division (a), Section 1, and insert the following:

"(Subdivision a). The Legislature shall have the power to regulate the manufacture, sale, transportation, and possession of intoxicating liquors in the State of Texas, which shall include the right upon the part of the State to establish a State-owned monopoly system and prohibit the sale of intoxicating liquor for private profit. The power to regulate shall never include the power to permit the sale, or distribution of spirituous liquor, manufactured in whole or in part by means of the process of distillation and/or liquor compounded and/or composed in part of such spirituous distilled liquors for consumption in, on, and/or around the premises where same is sold."

Question—Shall the substitute amendment by Mr. Fox be adopted?

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 423, "An Act making it unlawful to take or kill mourning doves or quail in Bastrop, Brazos, Burleson, Fayette, Grimes, Lee, Limestone, Milam, Montgomery, Robertson, San Jacinto, or Washington Counties at any time other than during the period, December 1 to January 16; providing bag limits and weekly limits for such birds; providing a penalty; repealing all laws in conflict, and declaring an emergency."

H. B. No. 475, "An Act providing for payment of the salary of county superintendents of public instruction in all counties in Texas having not less than two thousand eight hundred and sixty-five (2,865) and not more than two thousand eight hundred and seventy (2,870), and not less than three thousand eight hundred and fifty (3,850) and not more than three thousand nine hundred (3,900), and not less than four thousand nine hundred and fifteen (4,915) and not more than four thousand nine hundred and twenty (4,920) population, each, according to the last preceding Federal Census from and after the effective date of this Act from the available school fund of such county; repealing

all laws and parts of laws in conflict herewith, and declaring an emergency."

MESSAGE FROM THE GOVERNOR

Mr. Edward Clark, secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas, April 3, 1935.

To the Forty-fourth Legislature:

I submit for your consideration as emergency legislation the subject matter of three bills relating to banks and banking, which the Federal Deposit Insurance Corporation has requested be passed for the purpose of enabling State banks to take full advantage of benefits offered under Federal Acts by Federal agencies.

One of these bills authorizes the Federal Deposit Insurance Corporation to be appointed receiver of closed State banks; it provides that the Federal Deposit Insurance Corporation shall be subrogated to the rights of depositors to whom it makes payments; makes available to the Federal Deposit Insurance Corporation reports made by State banking examiners and authorizes the statutory receiver or the Banking Commissioner to borrow money where the same is necessary to conserve the assets of closed banks in the process of liquidation.

The legislation proposed by said bill, therefore, is for the protection of the Federal Deposit Insurance Corporation, and is, in my judgment, protection to which it is justly entitled under State law.

The second bill authorizes State banks to issue capital notes and debentures, subject to the approval of the Banking Commissioner, and redefines the term "capital" as used in State statutes relating to solvency as including such capital notes and debentures outstanding; and among other provisions of the Act, provision is made for payment of capital notes and debentures so issued.

The third Act exempts banks from furnishing security for public deposits to the extent that the same are insured by the Federal Deposit Insurance Corporation. Relating to deposits of political subdivisions, a similar provision is contained in Senate

Bill No. 361, but said Senate Bill No. 361 is not applicable to State deposits.

These three measures are to be introduced in the Senate by Senator Regan and in the House by Hon. Robert Calvert, and I respectfully request your early consideration of their provisions.

Respectfully submitted,
JAMES V. ALLRED,
Governor of Texas.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 10, to the Committee on Public Health.

Senate Bill No. 42, to the Committee on Judiciary.

Senate Bill No. 48, to the Committee on Insurance.

Senate Bill No. 49, to the Committee on Education.

Senate Bill No. 52, to the Committee on Criminal Jurisprudence.

Senate Bill No. 86, to the Committee on Education.

Senate Bill No. 162, to the Committee on State Affairs.

Senate Bill No. 198, to the Committee on Judiciary.

Senate Bill No. 207, to the Committee on Judiciary.

Senate Bill No. 241, to the Committee on Agriculture.

Senate Bill No. 242, to the Committee on Judiciary.

Senate Bill No. 267, to the Committee on Conservation and Reclamation.

Senate Bill No. 268, to the Committee on Conservation and Reclamation.

Senate Bill No. 290, to the Committee on State Affairs.

Senate Bill No. 365, to the Committee on Municipal and Private Corporations.

Senate Bill No. 388, to the Committee on School Districts.

Senate Bill No. 425, to the Committee on State Affairs.

Senate Bill No. 450, to the Committee on Judicial Districts.

Senate Bill No. 467, to the Committee on Appropriations.

Senate Bill No. 475, to the Committee on Judicial Districts.

Senate Bill No. 435, to the Committee on Conservation and Reclamation.

Senate Bill No. 361, to the Committee on Conservation and Reclamation.

RECESS

On motion of Mr. Fain, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

SENATE JOINT RESOLUTION NO. 3 ON SECOND READING

The House resumed consideration of pending business, same being

S. J. R. No. 3, Providing for local option on the question of the sale of intoxicating liquors;

The resolution having heretofore been read second time, with committee amendment by Mr. Morse as substituted by amendment by Mr. Petsch, and amendment by Mr. Pope to the amendment by Mr. Petsch, and substitute amendment by Mr. Fox for the amendment by Mr. Pope, pending.

Question recurring on the substitute amendment by Mr. Fox, it was lost.

Mr. Quinn moved the previous question on the pending amendment, amendments on the Speaker's desk, and the resolution, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. Quinn moved a call of the House for the purpose of maintaining a quorum until 4 o'clock p. m., today, and the call was duly ordered.

Mr. England moved the previous question on the pending amendment, amendments on the Speaker's desk, and the resolution, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

(Pending consideration of the amendment by Mr. Pope, Mr. Moffett occupied the Chair temporarily.)

(Speaker in the Chair.)

On motion of Mr. Reader, the call of the House was extended pending consideration of Senate Joint Resolution No. 3.

On motion of Mr. Reader, the Sergeant-at-Arms was instructed to bring in all members within the city, who are not ill.

Mr. Nicholson moved the previous question on the pending amendment, amendments on the Speaker's desk, and the resolution, and the main question was ordered.

Question recurring on the amendment by Mr. Pope, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—75

Alexander	Huddleston
Ash	Hyder
Bergman	Jackson
Bourne	James
Burton	Jefferson
Butler of Brazos	King
Butler of Karnes	Lindsey
Caldwell	Lotief
Celaya	Lucas
Clayton	McCalla
Collins	McKinney
Colquitt	Moore
Colson	Morse
Crossley	Newton
Dickison	Nicholson
Dunagan	Olsen
Dunlap of Hays	Padgett
Dunlap of Kleberg	Patterson
Duvall	Payne
Dwyer	Pope
Fisher	Reader
Fitzwater	Reed of Dallas
Ford	Riddle
Frazer	Roane
Fuchs	Roberts
Good	Rogers
Greathouse	Russell
Hankamer	Rutta
Hanna	Scarborough
Hardin	Shofner
Harris of Dallas	Smith
Hartzog	Spears
Herzik	Stanfield
Hill	Stinson
Hofheinz	Thornton
Holland	Walker
Hoskins	Young
Howard	

Nays—70

Adamson	Beck
Adkins	Bradbury
Aikin	Broyles
Alsup	Cagle
Atchison	Calvert

Canon	Latham
Cooper	Leath
Cowley	Lemens
Craddock	Leonard
Daniel	Mauritz
Davis	McConnell
Davison of Fisher	McFarland
Davisson	Moffett
of Eastland	Morris
England	Morrison
Fain	Palmer
Farmer	Petsch
Fox	Quinn
Gibson	Reed of Bowie
Glass	Roach of Angelina
Graves	Roark
Gray	Settle
Harris of Archer	Steward
Head	Stovall
Hodges	Tarwater
Hunt	Tennyson
Hunter	Tillery
Jones of Atascosa	Venable
Jones of Falls	Waggoner
Jones of Runnels	Wells
Jones of Shelby	Westfall
Jones of Wise	Wood of Harrison
Keefe	Wood of Montague
Knetsch	Worley
Lange	Youngblood
Lanning	

Absent

Bradford	Luker
----------	-------

Absent—Excused

McKee	Roach of Hunt
-------	---------------

Reason for Vote

Notwithstanding my sympathetic consideration of idea of State dispensaries or State monopoly as a means of control of the liquor traffic, I believe that the method of control should not be detailed in the Constitution, but should be by statute, subject to change if the method adopted fails to function as desired.

ROGERS.

Mr. Rogers offered the following amendment to the amendment by Mr. Petsch:

Amend amendment to Senate Joint Resolution No. 3, by striking out the words and figures "\$6,000" and insert "\$7,500."

The amendment was adopted.

Mr. McConnell offered the following amendment to the amendment by Mr. Petsch:

Amend the Petsch amendment to Senate Joint Resolution No. 3, by inserting after line 18 and Subdivision (a), a new subdivision to be

known as Subdivision (2-a), as follows:

"(Subdivision 2-a). The Legislature shall pass suitable laws to require and preserve the purity of all the above liquors and to prohibit the sale of such liquors containing opiates in any form."

The amendment was lost.

Mr. Thornton offered the following substitute for the amendment by Mr. Petsch:

Amend Senate Joint Resolution No. 3 by striking out all below the resolving clause and inserting in lieu thereof the following:

I

"Section 1. That Article XVI of the Constitution of Texas be amended by striking out Section 20-a to Section 20-e, both inclusive, and substituting in lieu thereof the following:

"Article XVI, Section 20:

"(a) The Legislature shall have the power to regulate the manufacture, sale, transportation, and possession of intoxicating liquors in the State of Texas, which shall include the right upon the part of the State to establish a State-owned monopoly system and prohibit the sale of intoxicating liquor for private profit.

"(b) The Legislature shall enact a law or laws whereby the qualified voters of any county, justice's precinct or incorporated town or city, may, by a majority vote of those voting, determine from time to time whether the sale of intoxicating liquors for beverage purposes shall be prohibited within the prescribed limits; and such laws shall contain provisions for voting on the sale of intoxicating liquors of various types and various alcoholic content.

"(c) In all counties, justices' precincts or incorporated towns or cities, wherein the sale of intoxicating liquors had been prohibited by local option elections held under the laws of the State of Texas and in force at the time of the taking effect of Section 20, Article XVI, of the Constitution of Texas, it shall continue to be unlawful to manufacture, sell, barter, or exchange in any such county, justice's precinct or incorporated town or city, any spirituous, vinous, or malt liquors or medical bitters capable of producing intoxication or any other intoxicants whatsoever, for beverage purposes, unless and until a

majority of the qualified voters in such county or political subdivision thereof voting in an election held for such purpose shall determine such to be lawful. Provided, that this subsection shall not prohibit the sale of alcoholic beverages containing not more than 3.2 per cent alcohol by weight in cities, counties, or political subdivision thereof in which the qualified voters have voted to legalize such sales under the provisions of Chapter 116, Acts of the Regular Session of the Forty-third Legislature."

II

"Section 1. That Article XVI of the Constitution of the State of Texas be amended by striking out Section 20-a to Section 20-e, both inclusive, and substituting in lieu thereof the following:

"Article XVI, Section 20:

"(a) It is hereby declared to be the policy of this State that the open saloon shall not be re-established. The sale of spirituous liquors, manufactured in whole or in part by means of the process of distillation and/or liquors compounded and/or composed in part of such spirituous distilled liquors, for private profit, is prohibited within this State excepting when such sale is made to the State. The State of Texas shall have the exclusive right to sell at retail and shall purchase at wholesale and distribute, and sell such distilled spirituous liquors only in unbroken packages. The Legislature shall pass laws to prescribe regulations relative to the manufacture, sale, and possession of such spirituous liquors and relative to the establishment of State dispensaries.

"The sale of all liquors, the alcoholic content of which is entirely and exclusively the result of the fermentation process, is hereby authorized under such restrictions as may be authorized by law.

"(b) The Legislature shall enact a law or laws whereby the qualified voters of any county, justice's precinct or incorporated town or city, or such subdivision of a county as may be designated by the commissioners court of said county, may, by a majority vote of those voting, determine from time to time, whether the sale of such liquors for beverage purposes shall be prohibited within the prescribed limits; and such laws shall contain provisions for voting on the

sale of such liquors of various types and various alcoholic content.

“(c) In all counties in the State of Texas and in all political subdivisions thereof wherein the sale of such liquors has been prohibited by local option elections held under the laws of the State of Texas and in force at the time of taking effect of Section 20, Article XVI of the Constitution, it shall continue to be unlawful to manufacture, sell, barter, or exchange, in any such county or in such political subdivision thereof, any spirituous, vinuous, or malt liquors, or any other intoxicants whatsoever for beverage purposes unless and until a majority of the qualified voters in such county or political subdivision thereof, voting in an election held for such purposes, shall determine such to be lawful.”

III

“Such proposed constitutional amendment shall be submitted to a vote of the qualified electors of this State at a special election to be held throughout the State of Texas, on August 24, 1935, at which election there shall be printed on the ballots the following:

“The voter shall strike out one of the below statements leaving the one of his choice:

“1. For the amendment to the State Constitution repealing State-wide prohibition, and providing for local option.

“2. Against the amendment to the State Constitution repealing State-wide prohibition, and providing for local option.

“The voter shall strike out one of the below statements leaving the one of his choice in the event that prohibition is repealed:

“1. For the creation of a State dispensary system for distilled spirituous liquors, and providing for local option.

“2. Against the creation of a State dispensary system for distilled spirituous liquors, and providing for local option.”

IV

“If it appears from the returns of said election that a majority of the votes cast are in favor of repeal of State-wide prohibition and in favor of the creation of a State dispensary system, and providing for local option, Section II of this resolution shall become a part of the State Constitution. If it appears from the returns

of said election that a majority of the votes cast are in favor of repeal of State-wide prohibition but not in favor of the creation of a State dispensary system, and providing for local option, Section I of this resolution shall become a part of the State Constitution.”

V

“The Governor shall issue the necessary proclamation for such election, and shall have the same published and such election held as provided by the Constitution and Laws of this State.”

VI

“The sum of six thousand dollars (\$6,000), or so much thereof as may be necessary, is hereby appropriated out of the State Treasury to pay for the expense of said publication and election.”

THORNTON,
REED of Dallas,
LUCAS,
LOTIEF.

Question recurring on the substitute amendment by Mr. Thornton, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—114

Adamson	England
Adkins	Fain
Aikin	Farmer
Alexander	Fisher
Alsup	Fitzwater
Ash	Ford
Atchison	Fox
Beck	Fuchs
Bergman	Gibson
Bradbury	Glass
Bradford	Good
Broyles	Graves
Burton	Gray
Butler of Brazos	Greathouse
Cagle	Hanna
Caldwell	Hardin
Calvert	Harris of Archer
Canon	Harris of Dallas
Colquitt	Hartzog
Cooper	Head
Cowley	Hill
Craddock	Hodges
Daniel	Hoskins
Davis	Howard
Davison of Fisher	Huddleston
Davisson	Hunt
of Eastland	Hunter
Dunagan	Hyder
Dunlap of Hays	Jones of Atascosa
Dwyer	Jones of Falls

Jones of Runnels	Quinn
Jones of Shelby	Reader
Jones of Wise	Reed of Dallas
Keefe	Roach of Angelina
Knetsch	Roark
Lange	Rogers
Lanning	Scarborough
Latham	Settle
Leath	Shofner
Lemens	Smith
Leonard	Stanfield
Lindsey	Steward
Lotief	Stinson
Lucas	Stovall
Luker	Tarwater
Mauritz	Tennyson
McFarland	Thornton
Moffett	Tillery
Moore	Venable
Morris	Walker
Morrison	Wells
Morse	Westfall
Newton	Wood of Harrison
Padgett	Wood of Montague
Palmer	Worley
Patterson	Young
Payne	Youngblood
Petsch	

Nays—25

Bourne	McCalla
Butler of Karnes	McConnell
Clayton	McKinney
Collins	Nicholson
Colson	Olsen
Crossley	Pope
Duvall	Reed of Bowie
Frazer	Roane
Hankamer	Roberts
Hofheinz	Russell
James	Rutta
Jefferson	Waggoner
King	

Absent

Celaya	Holland
Dickison	Jackson
Dunlap of Kleberg	Riddle
Herzik	Spears

Absent—Excused

McKee	Roach of Hunt
-------	---------------

The committee amendment, as substituted, was then adopted.

By unanimous consent of the House, the resolving clause of the resolution was ordered amended to conform to all changes and to the body of the resolution.

Senate Joint Resolution No. 3 was then passed by the following vote:

Yeas—136

Adamson	Aikin
Adkins	Alexander

Alsup	Jefferson
Ash	Jones of Atascosa
Atchison	Jones of Falls
Beck	Jones of Runnels
Bergman	Jones of Wise
Bourne	Keefe
Bradbury	King
Bradford	Knetsch
Broyles	Lange
Burton	Lanning
Butler of Brazos	Latham
Butler of Karnes	Leath
Cagle	Lemens
Caldwell	Leonard
Calvert	Lindsey
Canon	Lotief
Celaya	Luker
Clayton	Mauritz
Collins	McCalla
Colquitt	McConnell
Colson	McFarland
Cooper	McKinney
Cowley	Moffett
Craddock	Moore
Crossley	Morris
Daniel	Morrison
Davis	Morse
Davison of Fisher	Newton
Davisson	Nicholson
of Eastland	Olsen
Dickison	Padgett
Dunagan	Palmer
Dunlap of Hays	Patterson
Duvall	Payne
Dwyer	Petsch
England	Quinn
Farmer	Reader
Fisher	Reed of Dallas
Fitzwater	Roach of Angelina
Ford	Roane
Fox	Roark
Frazer	Roberts
Fuchs	Russell
Gibson	Rutta
Glass	Scarborough
Good	Settle
Graves	Shofner
Gray	Smith
Greathouse	Spears
Hankamer	Stanfield
Hanna	Steward
Hardin	Stinson
Harris of Archer	Stovall
Harris of Dallas	Tarwater
Hartzog	Tennyson
Head	Thornton
Herzik	Tillery
Hill	Venable
Hodges	Waggoner
Hofheinz	Walker
Holland	Wells
Howard	Wood of Harrison
Huddleston	Wood of Montague
Hunt	Worley
Hyder	Young
Jackson	Youngblood
James	

Nays—7

Fain	Pope
Hunter	Reed of Bowie
Jones of Shelby	Westfall
Lucas	

Absent

Dunlap of Kleberg	Riddle
Hoskins	Rogers

Absent—Excused

McKee	Roach of Hunt
-------	---------------

Mr. Morse moved to reconsider the vote by which Senate Joint Resolution No. 3 was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 67, That the Enrolling Clerk of the House be instructed to amend the emergency clause of House Bill No. 547.

H. C. R. No. 68, That the Enrolling Clerk of the House be instructed to amend the caption to conform to the body of House Bill No. 692.

The conference report on House Bill No. 763 by the following vote: Yeas, 24; nays, 5.

Respectfully,
BOB BARKER,
Secretary of the Senate.

LEAVE OF ABSENCE GRANTED

(By Unanimous Consent)

Mr. Roach of Hunt was granted leave of absence for today on account of important business, on motion of Mr. James.

BILLS AND RESOLUTIONS
SIGNED BY THE
SPEAKER

The Speaker signed, in the presence of the House, after giving notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 547, "An Act making emergency appropriations of ten thousand dollars (\$10,000) for Sul Ross State Teachers College for the purpose of erecting cottages on the campus of the said college; six thousand dollars (\$6,000) to repair the Main Administration Building of the College of Industrial Arts at Denton; eight thousand five hundred seventy-five dollars (\$8,575) to repair and construct buildings at the Southwest Texas State Teachers College at San Marcos; two thousand five hundred dollars (\$2,500) to repair the Administration Building, and seven thousand five hundred dollars (\$7,500) to finish the construction of Buffalo Court at the West Texas State Teachers College at Canyon, Texas, and declaring an emergency."

H. B. No. 692, "An Act declaring it to be unlawful to seine and/or possess, sell, barter, or exchange minnows in the Counties of McCulloch, San Saba, Gillespie, Llano, Kendall, Blanco, and Lampasas, wherein such minnows are caught, seined or taken, and providing prima facie evidence as to possession; providing a penalty, and declaring an emergency."

H. C. R. No. 67, Instructing the Enrolling Clerk to amend the emergency clause of House Bill No. 547 to conform with the body of the bill.

H. C. R. No. 68, Instructing the Enrolling Clerk to amend the caption of House Bill No. 692 to conform with the body of the bill.

RELATIVE TO SENATE BILL NO.
260

On motion of Mr. Cooper, the Twenty-four-hour House Rule relative to the consideration of printed bills, was suspended for the purpose of considering Senate Bill No. 260.

NOTICE GIVEN

Mr. McCalla gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 700, which bill was heretofore laid on the table subject to call.

HOUSE BILL NO. 11 WITH SEN-
AMENDMENTS

Mr. Stinson called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 11, A bill to be entitled "An Act making appropriation for the establishment, operation, and maintenance of the Texas Centennial (including the Texas Centennial Central Exposition and other celebrations), for the period beginning February 1, 1935, and ending December 31, 1936; providing that this Act shall supplement the Act passed by the Second Called Session of the Forty-third Legislature creating the Texas Centennial Commission, and that this Act repeals such parts of said former Act as are in direct conflict with it; providing for Centennial celebrations in Texas during 1936 at historical places to be determined by Texas Centennial Commission, etc., and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

Mr. Stinson moved that the House concur in the Senate amendments.

Mr. James moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two houses on the bill.

MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, April 3, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 50, Relative to appointment of a committee to study the cotton marketing situation. (With amendments.)

H. C. R. No. 31, Granting D. R. Pinney, of Hudspeth County, permission to bring suit against the State of Texas and the State Highway Commission.

Respectfully,

BOB BARKER,
Secretary of the Senate.

ADJOURNMENT

Mr. Good moved that the House recess to 9 o'clock a. m., tomorrow.

Mr. Morse moved that the House recess to 9:30 o'clock a. m., tomorrow.

Mr. Jones of Atascosa moved that the House recess to 10 o'clock a. m., tomorrow.

Mr. James moved that the House adjourn until 9:30 o'clock a. m., Thursday, April 4.

Mr. Lotief moved that the House adjourn until 9 o'clock a. m., Thursday, April 4.

Question recurring on the motion by Mr. James, it prevailed, and the House, accordingly, at 5:15 o'clock p. m., adjourned until 9:30 o'clock a. m., Thursday, April 4.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions as follows:

Conservation and Reclamation: Senate Bills Nos. 267, 268, and 361; House Bills Nos. 68, 823, and 867.

Constitutional Amendments: Senate Joint Resolution No. 6 and House Joint Resolution No. 32.

Counties: House Bills Nos. 291, 575, 887, 889, and 891.

Education: House Bills Nos. 730, 804, and 812.

Insurance: House Bills Nos. 264 and 849.

Judicial Districts: Senate Bills Nos. 248, 260, 450, 459, and 475.

Judiciary: Senate Bills Nos. 167, 169, 242, 264, and 326.

Labor: Senate Bills Nos. 396, 462, and House Bills Nos. 764, 877, and 430.

Public Lands and Buildings: Senate Bill No. 206 and House Bill No. 897.

State Affairs: Senate Concurrent Resolution No. 28 and House Concurrent Resolutions Nos. 51, 55, and 57; Senate Bill No. 135 and House Bills Nos. 815, 861, and 906.

The following committees have filed adverse reports on bills and resolution as follows:

Constitutional Amendments: House Joint Resolution No. 30.

Insurance: House Bill No. 357.

Judicial Districts: House Bill No. 799.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, April 2, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 751, A bill to be entitled
"An Act reappropriating the unex-
pended balance of the appropriation
made for contingent expenses of the
Third Called Session of the Forty-
third Legislature for the purpose of
paying contingent expenses of the
Fourth Called Session of the Forty-
third Legislature and supplementing
the appropriation made for that pur-
pose, and declaring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

CANON, Vice-Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 475, "An Act providing
for payment of the salary of county
superintendents of public instruction
in all counties in Texas having not
less than two thousand eight hundred
and sixty-five (2,865) and not more
than two thousand eight hundred and
seventy (2,870), and not less than
three thousand eight hundred and fifty
(3,850) and not more than three
thousand nine hundred (3,900), and
not less than four thousand nine hun-
dred and fifteen (4,915) and not more
than four thousand nine hundred and
twenty (4,920) population, each, ac-
cording to the last preceding Federal
Census from and after the effective
date of this Act from the available
school fund of such county; repealing
all laws and parts of laws in conflict
herewith, and declaring an emer-
gency,"

Has carefully compared same, and
finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 423, "An Act making it
unlawful to take or kill mourning
doves or quail in Bastrop, Brazos,
Burleson, Fayette, Grimes, Lee, Lime-
stone, Milam, Montgomery, Robert-
son, San Jacinto, or Washington
Counties at any time other than dur-
ing the period, December 1 to
January 16; providing bag limits and
weekly limits for such birds; provid-
ing a penalty; repealing all laws in
conflict, and declaring an emer-
gency,"

Has carefully compared same, and
finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 547, "An Act making
emergency appropriations of ten
thousand dollars (\$10,000) for Sul
Ross State Teachers College for the
purpose of erecting cottages on the
campus of the said college; six thou-
sand dollars (\$6,000) to repair the
Main Administration Building of the
College of Industrial Arts at Denton;
eight thousand five hundred seventy-
five dollars (\$8,575) to repair and
construct buildings at the Southwest
Texas State Teachers College at San
Marcos; two thousand five hundred
dollars (\$2,500) to repair the Ad-
ministration Building, and seven
thousand five hundred dollars (\$7,500)
to finish the construction of Buffalo
Court at the West Texas State Teach-
ers College at Canyon, Texas, and
declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,
Austin, Texas, April 3, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 692, "An Act declaring
it to be unlawful to seine and/or pos-
sess, sell, barter, or exchange min-
nows in the Counties of McCulloch,
San Saba, Gillespie, Llano, Kendall,
Blanco, and Lampasas, wherein such
minnows are caught, seined or taken,

and providing prima facie evidence as to possession; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,

Austin, Texas, April 3, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 67, Instructing the Enrolling Clerk to amend the emergency clause of House Bill No. 547 to conform with the body of the bill,

Has carefully compared same, and finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,

Austin, Texas, April 3, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 68, Instructing the Enrolling Clerk to amend the caption of House Bill No. 692 to conform with the body of the bill,

Has carefully compared same, and finds it correctly enrolled.

ROANE, Vice-Chairman.

FORTY-THIRD DAY

(Thursday, April 4, 1935)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Butler of Karnes
Adamson	Cagle
Adkins	Caldwell
Aikin	Calvert
Alexander	Canon
Alsup	Celaya
Ash	Clayton
Atchison	Collins
Beck	Colquitt
Bergman	Colson
Bourne	Cooper
Bradbury	Cowley
Bradford	Craddock
Broyles	Crossley
Burton	Daniel
Butler of Brazos	Davis

Davison of Fisher	Lotief
Davisson	Lucas
of Eastland	Luker
Dunagan	Mauritz
Dunlap of Hays	McCalla
Dunlap of Kleberg	McConnell
Duvall	McFarland
Dwyer	McKee
England	McKinney
Fain	Moffett
Farmer	Moore
Fisher	Morris
Fitzwater	Morrison
Ford	Morse
Fox	Newton
Frazer	Nicholson
Fuchs	Olsen
Gibson	Padgett
Glass	Palmer
Good	Patterson
Graves	Payne
Gray	Petsch
Greathouse	Pope
Hankamer	Quinn
Hanna	Reader
Hardin	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dallas	Roach of Angelina
Hartzog	Roane
Head	Roark
Herzik	Roberts
Hill	Rogers
Hodges	Russell
Hofheinz	Rutta
Holland	Scarborough
Hoskins	Settle
Howard	Shofner
Huddleston	Smith
Hunt	Spears
Hunter	Stanfield
Jackson	Steward
James	Stinson
Jefferson	Stovall
Jones of Atascosa	Tarwater
Jones of Falls	Tennyson
Jones of Runnels	Thornton
Jones of Shelby	Tillery
Jones of Wise	Venable
Keefe	Waggoner
King	Walker
Knetsch	Wells
Lange	Westfall
Lanning	Wood of Harrison
Latham	Wood of Montague
Leath	Worley
Lemens	Young
Leonard	Youngblood
Lindsey	

Absent—Excused

Dickison	Riddle
Hyder	Roach of Hunt

A quorum was announced present.
Rev. Geo. W. Coltrin, Chaplain,
offered the following invocation: